IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 9TH AUGUST 2007 / 18TH SRAVANA 1929

WP(C).No. 23782 of 2007(F)

PETITIONER:

DR.S.MAHESH KUMAR, S/O.SUKUMARAN NAIR, AGED 51 YEARS, WORKING AS ASSISTANT SURGEON, GENERAL HOSPITAL, ERNAKULAM, RESIDING AT "SOUPARNIKA", CHAYAKKUDI LANE, PETTA P.O., THIRUVANANTHAPURAM-18.

BY ADV. SRI.P.A.AZIZ
SRI.I.G.MANOHARAN
SRI.N.N.PANKAJAKSHAN

RESPONDENTS:
----

1. STATE OF KERALA REPRESENTED BY THE SECRETARY (HEALTH), GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

2. DIRECTOR OF HEALTH SERVICES, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

3. SUPERINTENDENT, GENERAL HOSPITAL, ERNAKULAM.

BY GOVERNMENT PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
==========
W.P.(C) NO. 23782 OF 2007
==========

Dated this the 9th day of August, 2007

J U D G M E N T

The petitioner, who was working in the General Hospital, Trivandrum was transferred to General Hospital, Ernakulam. According to him, though he is an Orthopeaedic Specialist, requiring to be deployed in the Speciality Cadre, he is deployed in the Casuality. He has produced Ext.P2 Government Order, which constitute the Speciality Cadre, the benefit of which is claimed. Complaining against his deployment in the Casuality, he has filed Ext.P4 representation.

2. Deployment of Doctors is a matter to be considered by the Government or the superior authority and it is not for this Court to step in and interfere in such matters, except in cases where there is gross illegality or malafides. In this case, since the petitioner has already

pursued his remedy by filing Ext.P4 representation, which is confirmed by the learned Government Pleader to be pending, I dispose of this writ petition directing the 2nd respondent to consider and pass orders on Ext.P4, as expeditiously as possible, at any rate within 8 weeks of receipt of a copy of this judgment. Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

Writ petition is disposed of as above.

ANTONY DOMINIC, JUDGE.

Rp